

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA,)	
)	
)	
v.)	
)	Docket nos. 04-cr-112-P-S &
DUNG VU,)	04-cr-136-P-S
)	
)	
Defendant.)	
)	

ORDER DENYING REQUEST FOR SENTENCE REDUCTION

Before the Court is Defendant's *pro se* Motion for an Order Granting a Sentence Reduction (Docket # 93 in 04-cr-112 & Docket # 477 in 04-cr-136). Via this Motion, the Defendant requests that the Court reduce his sentence pursuant to 18 U.S.C. § 3582(c)(2) and the recent amendments to the Sentencing Guidelines related to crack cocaine. See USSG § 1B1.10. After reviewing the file, the Court has determined that this Defendant was sentenced to 120 months because that is the mandatory minimum sentence required by 21 U.S.C. § 841(b)(1)(A). Because a ten year term of imprisonment is required by statute, the Court may not reduce this sentence even if the amended Guidelines would yield a lower Guideline range.

For this reason, the Court hereby DENIES Defendant's Motion.

SO ORDERED.

/s/ George Z. Singal
Chief U.S. District Judge

Dated this 2nd day of January, 2008.